

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 27**

E SOURCE COMPANIES, LLC

and

SHARON COOKSEY, an individual

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Cases: 27-CA-202883

JOINT MOTION TO RESCHEDULE THE HEARING

On or about October 30, 2017, the General Counsel for the National Labor Relations Board (“NLRB”), through Paula Sawyer, Regional Director for Region 27 of the NLRB, issued a complaint in this matter, along with a notice of hearing. The notice of hearing scheduled the hearing in this matter for January 31, 2018 at 9:00 a.m. After consultation between the parties, it was discovered that both Charging Party Sharon Cooksey (“Ms. Cooksey”) and Respondent E Source Companies, LLC (“E Source”) have scheduling conflicts with the January 31, 2018 date. Specifically, the parties identified the following significant conflicts:

- Joan Bechtold, counsel for Ms. Cooksey, begins a trial in U.S. District Court for the District of Colorado before Judge Ebel on January 22, 2018. The trial is expected to last seven days. As a result, Ms. Bechtold will not be available the week prior to the scheduled hearing in this matter and may not be available for the start of the hearing on January 31, 2018;
- One of the main witnesses in this matter, Wayne Greenberg, has a scheduled trip out of the country from January 26 – February 12, 2018. The trip was booked well in advance of the issuance of the Complaint in this matter and

cannot be changed.¹ Mr. Greenberg – who was specifically identified by the General Counsel as a “supervisor” in the Complaint – is an absolute critical witness.

After discovering the conflicts above, counsel for Ms. Cooksey and E Source both promptly communicated their respective conflicts to Counsel for the General Counsel, Angie Berens, who asked that the parties work together to determine dates that would work for the rescheduling of the hearing. After conferring on additional dates and talking to Counsel for the General Counsel, the parties offer the following alternative dates on which the parties are available for a rescheduled hearing:

- (1) the week of February 20, 2018; and
- (2) the week of February 26, 2018.

Based on the above conflicts, and because good cause exists to reschedule the hearing, Charging Party and Respondent respectfully request that the hearing date in this matter be rescheduled from January 31, 2018 to one of the alternative dates provided above.

DATED this 13th day of November, 2017.

Respectfully submitted,

JACKSON LEWIS P.C.

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**ATTORNEYS FOR E SOURCE COMPANIES,
LLC**

¹ To the extent necessary, counsel for Respondent can provide documentation showing the dates of Mr. Greenberg’s travel plans.

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COPIES mailed this same date to:

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